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January 25, 2006

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE UNITED STATES DESIGNATED/ELECTED OFFICE

In re application of: F. Vaghefi,

G. Liversidge, S. Ruddy and

E. Cooper

U.S. Application No.: 10/528,727

Filing Date: December 5, 2005

For: Abuse-Resistant Pharmaceutical

Compositions

Group Art Unit: 1614

Examiner: N.Y.A.

Confirmation No. 4206

Attorney Docket: P26,238-A USA

#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence, along with any other papers indicated as being enclosed, is being deposited with the United States Postal Service, postage prepaid, as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 25, 2006.

anet M. Karrmann

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(b)

Sir:

It is requested respectfully that the information identified on the enclosed Form PTO-1449 (Modified) be made of record and considered with respect to the above-referenced patent application. A copy of each item of information identified on the Form

SYNNESTVEDT & LECHNER LLP

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and required by 37 C.F.R. 1.98(a)(2) is enclosed. The Examiner is requested to indicate

that each item on the enclosed Form PTO-1449 (Modified) has been considered by

initialing and dating the enclosed Form and returning a copy of same to the undersigned.

This Information Disclosure Statement is filed before a first Office Action on the

merits.

Identification of information on the attached Form, or in this statement, is not an

admission that such information is prior art to the invention claimed in the present

application or that such information is in an analogous art area.

The Commissioner is authorized hereby to charge any fees or credit any

overpayment associated with this Statement (copy enclosed) to Deposit Account Number

19-5425.

Respectfully submitted,

January 25, 2006

Marc S. Segal

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# FORM PTO-1449 (MODIFIED)



APPLICATION NO.	10/528,727
FILING DATE	December 5, 2005
FIRST NAMED INVENTOR	F. Vaghefi
ART UNIT	1614
CONFIRMATION NO.	4206
EXAMINER NAME	N.Y.A.
ATTORNEY DOCKET NO.	P26,238-A USA

### U.S. PATENT DOCUMENTS

EXAMINER INITIALS		DOCUMENT NO.	PUBLICATION DATE	NAME
	AA	1,174,695	03/07/1916	Dawson
	AB	1,204,793	11/14/1916	Levy
	AC	1,204,794	11/14/1916	Levy
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	AE	1,893,008	01/03/1933	Wamcscher
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	AG	3,260,646	07/12/1966	Paulsen
	AH	3,885,027	05/20/1975	Shaw et al.
	AI	4,070,494	01/24/1978	Hoffmeister et al.
	AJ	4,175,119	11/20/1979	Porter
	AK	4,493,848	01/15/1985	LaHann et al.
	AL	4,532,139	07/30/1985	Janusz et al.
	AM	4,599,342	07/08/1986	LaHann
	AN	4,812,446	03/14/1989	Brand
	AO	4,931,277	06/05/1990	Fontaine et al.
	AP	4,980,169	12/25/1990	Oppenheimer et al.
	AQ	4,997,853	03/05/1991	Bernstein
	AR	5,008,293	04/16/1991	Berger
	AS	5,035,882	07/30/1991	Hussein et al.
	AT	5,296,225	03/22/1994 ~	Adekunle et al.
	AU	5,716,625	02/10/1998	Hahn et al.
	AV	5,756,107	05/26/1998	Hahn et al.

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	BA	5,885,597	03/23/1999	Botknecht et al.
(A)	ВВ	5,962,532	10/05/1999	Campbell et al.
O. K.	ВС	5,985,860	11/16/1999	Торро
127 mms 2	BD	6,139,850	10/31/2000	Hahn et al.
H.	BE	6,143,353	11/07/2000	Oshlack et al.
EMAPS CENT	BF	6,174,891	01/16/2001	Nagase et al.
	BG	6,180,620	01/30/2001	Salvemini
	вн	6,197,823	03/06/2001	Barr et al.
	BI	6,197,830	03/06/2001	Frome
	BJ	6,228,863	05/08/2001	Palermo et al.
	вк	6,248,788	06/19/2001	Robbins et al.
	BL	6,277,384	08/21/2001	Kaiko et al.
	ВМ	6,277,389	08/21/2001	Pullen
<del></del>	BN	6,277,398	08/21/2001	Caruso
	ВО	6,284,797	09/04/2001	Rhodes
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	BQ	6,455,076	09/24/2002	Hahn et al.
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	BU	2001/0002406	05/31/2001	Robbins
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	BX	2002/0058673	05/16/2002	Kaiko et al.
	BY	2002/0164373	11/07/2002	Maloney
	BZ	2002/0098210	07/25/2002	Hahn et al.
	BBA	2003/0004177	01/02/2003	Kao et al.
	BBB	2003/0026838	02/06/2003	Farrell
	BBC	2003/0049272	03/31/2003	Joshi et al.

` [	CA	2003/0064122	04/03/2003	Goldberg et al.
	СВ	2003/0064099	04/03/2003	Oshlack et al.
-	СС	2003/065002	04/03/2003	Caruso et al.
407	CD	2003/0068370	04/10/2003	Sackler
2006	CE	2003/0068371	04/10/2003	Oshlack et al.
	CF	2003/0068375	04/10/2003	Wright et al.
M Sept.	CG	2003/0068392	01/10/2003	Sackler
	СН	2003/091635	05/15/2003	Baichwal et al.
	CI	2003/118641	06/26/2003	Maloney et al.
	CJ	2003/0124185	07/03/2003	Oshlack et al.
	СК	2003/0143269	07/31/2003	Oshlack et al.
	CL	2003/0157168	08/21/2003	Breder et al.
	СМ	2004/020717	10/14/2004	Mehta
	CN	2005/0043327	02/24/2005	Coe et al.
	со	2005/0043345	02/24/2005	Coe et al.
	СР	2005/0112067	05/26/2005	Kumer et al.
	CQ	2005/0163856	07/28/1005	Maloney et al.
	CR	2005/0192309	09/01/1005	Palermo et al.

#### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS		DOCUMENT NO.	PUBLICATION DATE	COUNTRY
	CS	01/32148	05/10/2001	wo
	СТ	01/58451	08/16/2001	wo
	CU	01/58447	08/16/2001	wo
	CV	95/20947	08/10/1995	wo

EXAMINER	DATE CONSIDERED

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformation and not considered. Include copy of this form with next communication to applicant.

### **FORM PTO-1449 (MODIFIED)**

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

APPLICATION NO.	10/528,727
FILING DATE	December 5, 2005
FIRST NAMED INVENTOR	F. Vaghefi
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Sheet 3 of 3 January 24, 2006